IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE FIFTH DAY OF JANUARY
TWO THOUSAND AND SIX

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 302 of 2006

Between:

P. Vadivelu

..... PETITIONER

AND

The District Collector,

Chittoor and 3 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents 3 and 2 vide proceedings No.ROC(B) 3419/2005, dated 08.12.2005 and D.Dis.(e1) 1061/05, dated 22.12.2005 whereby the dealership of the petitioner was suspended pending enquiry, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies.

The authorization of the petitioner in respect of fair price shop of Mapakshi village and Mandal, Chittor District, was suspended by the orders of the 3rd respondent dated 08.12.2005, based on the inspection report and enquiry conducted on 29.11.2005, making several allegations against the petitioner. As against the said order of the 3rd respondent, the petitioner filed an appeal before the 2nd respondent and the

2nd respondent also by order dated 22.12.2005, confirmed the said order of suspension made pending enquiry, but, however, gave a direction to the 3rd respondent to complete the enquiry and pass final orders as expeditiously as possible.

As the charges levelled against the petitioner are grave in nature, I am of the opinion that the suspension made pending enquiry cannot be find fault with. A perusal of the order of the 2nd respondent goes to show that all the contentions of the petitioner have been discussed and passed the impugned order. Though a revision lies as against the impugned order, the petitioner has not filed any revision.

In view of the aforesaid discussion, I am not inclined to interfere with the impugned order, as it is only suspension pending enquiry. However, the 3rd respondent is directed to issue a show cause notice, framing specific charges against the petitioner, calling upon him to submit explanation for the said charges, within seven days from the date of issuance of show cause notice, and after filing such

explanation, an enquiry may be conducted and final orders may be passed within a period of six weeks thereafter.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 05.01.2006

Dsr